

REMARKS

Claim 84 has been cancelled without prejudice. The assignee reserves the right to pursue claims similar or identical to the subject matter of claim 84 in one or more continuing applications claiming priority to the instant application.

The undersigned appreciates the courtesy of Examiner Redding for clarifying, during a telephone conversation on November 6, 2003 with the undersigned, the status of certain claims. Examiner Redding stated that all claims depending from claim 82 but designated "allowed" on the Office Action Summary (namely, claims 61-66, 85, 91-96, 100, 101, 130, and 150) actually stand rejected on the same ground as the rejection made in the Office Action of October 6, 2003. While the assignee does not concede to the accuracy of this rejection, prosecution of claims similar or identical in scope to these claims will be deferred until a continuing application to expedite prosecution of this application, should the assignee choose to continue prosecution of such subject matter.

Claim 84 has been objected to. Claim 82, from which claim 84 had depended, has been amended to incorporate the recitation of claim 84. Claim 84 has been cancelled. Thus, claim 82 is believed to be in condition for allowance, as well as claims 83 and 86, which had been indicated as rejected to and objected to, respectively, each of which (as amended) depends from claim 82. Additionally, claims 61-66, 85, 91-96, 100, 101, 130, and 150, which were each actually rejected as indicated above, are now believed to be in condition for allowance.

Accordingly, claims 61-66, 68-83, 85-96, 100, 101, and 111-153 are now pending, and all are believed to be in condition for allowance.

Assignee does not concede the merits of any rejections as set forth in the Final Office Action. However, the assignee has elected to make claim cancellations and amendments to place them clearly in condition for allowance in view of indication in the Final Office Action of allowed or allowable subject matter, solely for the purpose of expediting the patent application process. Assignee reserves the right to pursue claims similar or identical to the rejected claims as pending prior to cancellation or amendment herein in one or more continuing applications claiming priority to the instant application.

CONCLUSION

In view of the foregoing amendments and remarks, this application should now be in condition for allowance. A notice to this effect is respectfully requested. If the Examiner believes, after this amendment, that the application is not in condition for allowance, the Examiner is requested to call the assignee's attorney at the telephone number listed below.

If this response is not considered timely filed and if a request for an extension of time is otherwise absent, assignee hereby requests any necessary extension of time. If there is a fee occasioned by this response, including an extension fee, that is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 23/2825.

Respectfully submitted,
BioProcessors Corp.,
Assignee of the Entire Interest

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Docket No. B1102.70000US00
Date: 01/06/04
X01/06/04X